

DEPARTMENT OF BUDGET AND FISCAL SERVICES NOTICE & REQUEST FOR SOLE SOURCE

TO: Chief Procurement Officer

FROM: Keith M. Kaneshiro, Prosecuting Attorney

Department/Division/Agency

Pursuant to HRS §103D-306 and HAR Chapter 3-122, Subchapter 9, the Department requests sole source approval to purchase the following:

1. Description of goods, services, or construction to be procured:

This Notice of & Request for Sole Source is submitted for the purpose of approving Amendment No. 2 to Contract No. CT-PAT-1500095. Contractor provides crisis counseling, support services, personal advocacy, and information and referral services for victims of sexual assault and their families on the island of O'ahu. All services are to be integrated with Medical-Legal Services for victims of sexual assault provided under Contract No. CT-PAT-1400354

2. Vendor/Contractor/Service Provider Name:

Kapiolani Medical Center for Women and Children

3. Amount of Request:

\$ 270,000/year

4. Term of Contract: (Shall not exceed 12 months), if applicable

From: 07/01/2016

To: 06/30/2017

5. Prior Sole Source Ref No.

822

6. The good, service, or construction has the following unique features, characteristics, or capabilities:

The counseling and support services to be procured are ancillary and fully integrated with the medical-legal examinations of victims of sexual assault that are required to assure the prompt and effective investigation and prosecution of perpetrators of sexual assault and the proper support and treatment of the victims. Without the specialized forensic examinations and the crisis counseling, the Department of the Prosecuting Attorney could not fulfill its mandate to seek justice on behalf of the people of the City and County of Honolulu and to hold offenders accountable for their crimes

7. How the unique features, characteristics, or capabilities of the goods, service or construction are essential for the agency?

Timely and properly conducted medical-legal examinations of victims of sexual assault are required to assure the prompt and effective investigation and prosecution of perpetrators of sexual assault and the proper support and treatment of the victims. Without the specialized forensic examinations and the crisis counseling, the Department of the Prosecuting Attorney could not fulfill its mandate to seek justice on behalf of the people of the City and County of Honolulu and to hold offenders accountable for their crimes. Similarly victims that are not provided the specialized support services provided by the contractor are ill prepared to withstand the rigors of the medical-legal process which is invasive, tedious, and extremely stressful.

a. Describe the efforts and results in determining that this is the only vendor/contractor/service provider who can provide the goods, services, or construction.

In 1975, the Hawai'i State Legislature allocated funds to Kapi'olani Medical Center for Women & Children (KMCWC) to establish treatment services for O'ahu's sexual violence victims. On October 3, 1976, the Sex Abuse Treatment Center (SATC) at KMCWC opened for business and remains the only agency providing comprehensive sexual assault services and treatment for victims on O'ahu. In 1998, the following statewide administrative and capacity building responsibilities were given to SATC by the State:

- Program monitoring
- Program evaluation
- Fiscal monitoring
- Staff development consultation
- Staff development training

Under this State contract (which still remains in force), SATC became the master contractor for statewide direct services and administrative/capacity building services. As the master contractor for statewide sexual assault services, SATC developed and implemented standards of care for service delivery and for internal and external auditing. SATC also developed and implemented a standard protocol for the medical care of sexual assault victims and the collection, preservation, and transfer of forensic evidence in these cases. With support from the Hawai'i Department of the Attorney General, the Honolulu Police Department's Crime Laboratory, all County Chiefs of Police and Prosecutors, and identified sexual assault service providers and medical personnel in the community, the project yielded a new statewide sexual assault evidence collection kit and accompanying protocols designed to heighten consistency in the investigation of sexual assault cases, increase credibility in the court system, and increase the overall quality and quantity of forensic evidence through improved and uniform specimen collection and preservation techniques. The kit and protocols were put into statewide implementation in August 2000 and continue to be used today.

To confirm that SATC is the only agency that can provide these services on O'ahu, contacts were made on April 17, 2014 with Pamela Ferguson-Brey, Executive Director of the Crime Victim Compensation Commission and Jasmine M. Mau-Mukai, Director of the O'ahu Children's Justice Center. Both said that SATC was the only agency on O'ahu that provides medico-legal examinations of sex assault victims and that provided concurrent crisis counseling services for those victims. On April 17, Det. Thornley from the Honolulu Police Department verified that SATC was the only civilian provider of sex assault services on O'ahu, but noted that Tripler Army Medical Center provided sex assault examinations for military victims of sexual assault. Tripler does not provide sex assault examinations for the civilian population on O'ahu.

The Kapiolani Medical Center for Women and Children, Sex Abuse Treatment Center is the only agency on O'ahu that provides medico-legal examinations and crisis counseling/legal advocacy services to sexual assault victims.

9. Alternate source. Describe the other possible sources for the goods, services, or construction that were investigated but did not meet the agency needs.

On April 17, 2014, contact was made to local hospitals in Honolulu to determine if they provide medico-legal examinations of sex assault victims. A representative from Kaiser Permanente Hawaii indicated that all area hospitals (including Queens) send sexual assault victims to Kapiolani's Sex Abuse Treatment Center because they are the only agency on O'ahu that has trained physicians that can collect forensic evidence properly.

No other treatment or medical facility can provide the necessary sexual assault services that Kapiolani's SATC provides. Since the counseling and support services to be procured are fully integrated into this process no other medical facility has the trained psychologists, social workers, and crisis workers necessary to provide the services needed by victims to successfully navigate this process. Due to confidentiality needs and requirements for these sexual assault victims no outside program could appropriately or effectively provide services at Kapiolani

10. Person that will be responsible for managing this procurement:

Department/Division: Department of the Prosecuting Attorney,
Victim Witness Kokua Services

Contact Name/Title: Dennis M. Dunn, Victim Witness Program
Director

Phone Number:

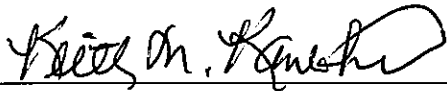
768-7485

E-mail Address:

ddunn@honolulu.gov

Department shall ensure adherence to applicable administrative and statutory requirements, including HAR Chapter 3-122, Subchapter 15, Cost or Pricing Data if required.

I certify that to the best of my knowledge, that the information provided above is true, correct, that there is no conflict of interest related to this procurement, and that the goods, services, or construction are available through only one source.



Department Head

7/7/16

Date

Approved for BFB WDO@city

Date Notice Posted: _____

Submit written objections to this notice to issue a sole source contract within seven calendar days or as otherwise allowed from the above posted date to:

Chief Procurement Officer
Department of Budget and Fiscal Services
530 South King Street, Room 115
Honolulu, Hawaii 96813
bfpurchasing@honolulu.gov

Chief Procurement Officer's comments:

☐ APPROVED ☐ DISAPPROVED ☐ NO ACTION REQUIRED

Chief Procurement Officer

Date